



CITY OF NORFOLK
OFFICE OF THE MAYOR

PAUL D. FRAIM
MAYOR

October 19, 2012

The Honorable Anthony L. Burfoot
The Honorable Andrew A. Protogyrou
The Honorable Paul R. Riddick
The Honorable Thomas R. Smigiel, Jr.
The Honorable Theresa W. Whibley
The Honorable Angelia M. Williams
The Honorable Barclay C. Winn

Ladies and Gentlemen:

Pursuant to Section 12 of the City Charter, I hereby call a special meeting of the Council to meet at 4:00 P.M., Tuesday, October 23, 2012, in the 10th floor conference room at City Hall for a Special Session.

Thank you,

A handwritten signature in black ink, appearing to read "Paul D. Frain".

Paul D. Frain
Mayor

cc: Mr. Marcus Jones, City Manager
Mr. Bernard A. Pishko, City Attorney
Mr. R. Breckenridge Daughtrey, City Clerk



CITY OF NORFOLK
OFFICE OF THE MAYOR

Paul D. Fraim
Mayor

October 19, 2012

The following meetings will take place on Tuesday, October 23, 2012:

1. 4:00 P.M. Council to assemble in the 10th floor conference room at City Hall for a Special Session.
2. 7:00 P.M. Regular Council Meeting.

NORFOLK, VIRGINIA

DOCKET FOR THE COUNCIL

TUESDAY, OCTOBER 23, 2012 – 7:00 P.M.

Prayer to be offered by Councilman Paul R. Riddick, followed by the Pledge of Allegiance.

INVITATION TO BID

IB-1

INVITATION TO BID scheduled this day pursuant to action of the Council on **October 9, 2012**, under State law, public notice having been inserted in the local press by the City Clerk to accept bids for a long term **Parking Agreement** for the benefit of the tenants of the **Wainwright Building** located at **220 West Bute Street**.

PUBLIC HEARINGS

PH-1

PUBLIC HEARING scheduled this day pursuant to action of the Council on **October 9, 2012** under the State law, public notice having been inserted in the local press by the City Clerk, to hear comments on the conveyance of a **GEM Lot** to **Ernesto J. and Filomena Viado** on property located at **SS Landale Road**.

PH-2

PUBLIC HEARING scheduled this day pursuant to action of the Council on **October 9, 2012** under the State law, public notice having been inserted in the local press by the City Clerk, to hear comments on a Lease Agreement, which permits the **Chesterfield Community Development Corporation** occupancy and use the ground floor of a City building located at **2715 Stanhope Avenue**.

CONSENT AGENDA

ALL MATTERS LISTED UNDER THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE BY THE CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION IN THE FORM LISTED. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS. IF DISCUSSION IS DESIRED, THAT ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.

- C-1 Letter from the City Manager transmitting the Statement of Legal Debt Margin and the Statement of Bonds Authorized and Unissued as of June 30, 2012.

Recommended Action: Receive and file.

- C-2 Letter from the City Manager presenting recommendation of City Planning Commission on the application of **Norfolk Redevelopment and Housing Authority** for the closing, vacating a portion of three small segments of **East Ocean View** right-of-way as well as a portion of **Old 23rd Bay Street** from **Pleasant Avenue** to **East Ocean View Avenue**.

Recommended Action: Authorize City Clerk to advertise for a public hearing on November 13, 2012.

- C-3 Letter from the City Manager recommending a public hearing be held to hear comments on the condemnation of a sidewalk easement on property located at **2934 Cape Henry Avenue**.

Recommended Action: Authorize City Clerk to advertise for a public hearing on November 13, 2012.

- C-4 Letter from the City Manager recommending a public hearing be held to hear comments on the condemnation of a sidewalk easement on property located at **3014 Cape Henry Avenue**.

Recommended Action: Authorize City Clerk to advertise for a public hearing on November 13, 2012.

C-5

Letter from the City Manager presenting recommendation of the City Planning Commission on the application of **Tidewater Realty and Security Corp.**, to amend a) the **Zoning Ordinance of the City of Norfolk, 1992**, Chapter 6, Section 6-4.3 and Table 6-5 “**Commercial Districts**” and to add **Taxicab Operation** as a **Special Exception** use in the C-4 (Large Scale Commercial) zoning district, b) to amend the **General Plan of Norfolk, 1992**, from **Low Density Residential** to **Commercial/Office**, c) for a change of zoning from Conditional C-2 (Corridor Commercial) zoning district to Conditional C-4 (Large Scale Commercial) district on properties located at **6257- 6259, 6263, 6267 Sewells Point Road** to permit a **Taxicab Operation** and d) for a change of zoning from C-2 (Corridor Commercial) and Five Points Pedestrian Commercial Overlay District (PCO-5 PTS) zoning districts to Conditional C-4 (Large Scale Commercial) district on properties located at **6262 and 6266 Sewells Point Road** and **6249 and 6301 Chesapeake Boulevard** to permit a **Taxicab Operation**.

Recommended Action: Authorize City Clerk to advertise for a public hearing on November 13, 2012.

C-6

Letter from the City Manager presenting recommendation of the City Planning Commission on the application of **Bay Seafood** to a) amend the **General Plan of Norfolk, 1992**, to change the land use classification from Medium Density Residential to Commercial/Office and b) for a change of zoning from R-11 (Moderate Density Multiple-Family) District to Conditional C-2 (Corridor Commercial) District on property located at **1300-1304 East Princess Anne Road**.

Recommended Action: Authorize City Clerk to advertise for a public hearing on November 13, 2012.

REGULAR AGENDA

R-1

Letter from the City Manager and an Ordinance entitled, “An Ordinance accepting with appreciation the donation of a **Motorcycle** valued at **\$6,000.00** equipped with a **GPS Tracking System** and a remote control immobilizer valued at **\$3,838.35** and **\$1,500** for operational repair work from the **National Insurance Crime Bureau** to the City to support the Police Department,” will be introduced in writing and read by its title.

- R-2 Letter from the City Manager and an Ordinance entitled, “An Ordinance approving a **Lease Agreement** with the **Beacon Light Civic League, Incorporated**, for the use of certain space in the **Berkley Neighborhood Multi- Service Center**,” will be introduced in writing and read by its title.
- R-3 Letter from the City Manager and an Ordinance entitled, “An Ordinance authorizing the **Director of Finance** to credit various accounts of the **Department of Utilities** in the total amount of **\$1,144,927.74 SO AS TO** reflect uncollectible balances for Fiscal Year 2009,” will be introduced in writing and read by its title.
- R-4 Letter from the City Manager and an Ordinance entitled, “An Ordinance accepting with appreciation the equipment donation of one **(1)** mass casualty/evacuation transport unit valued at **\$50,000.00** to the **City’s Department of Fire-Rescue** from the **Hampton Roads Metropolitan Medical Response System** established by the **Hampton Roads Planning Council** to provide transportation for mass casualty events, evacuation transport, responder rehabilitation, mass fatalities and temporary shelter for displaced residents during emergency operations,” will be introduced in writing and read by its title.
- R-5 Letter from the City Manager and an Ordinance entitled, “An Ordinance to repeal one subsection of **Section 25-654**, and to amend and reordain **Sections 25-651, 654 and 656**, of the **Norfolk City Code, 1979**, **SO AS TO** add two new u-turn prohibitions, fourteen new stop intersections, and one truck over one and half-tons prohibitions,” will be introduced in writing and read by its title.
- R-6 Letter from the City Manager and an Ordinance entitled, “An Ordinance authorizing the acquisition of a perpetual right of way easement and a temporary construction easement from **Calvin Leroy King**, over certain property located at **3022 Cape Henry Avenue**, Norfolk, Virginia, and authorizing the expenditure of the sum of **\$300.00** from funds heretofore appropriated, for the purchase of the easements,” will be introduced in writing and read by its title.

R-7 Letter from the City Manager and the following two Ordinances:

An Ordinance entitled, “An Ordinance granting a **Special Exception** to permit greater building height on property located at **221 West Bute Street**,” will be introduced in writing and read by its title.

R-7B An Ordinance entitled, “An Ordinance granting a **Special Exception** to permit off-lot parking on property located at **215 York Street**,” will be introduced in writing and read by its title.

R-8 Letter from the City Manager and an Ordinance entitled, “An Ordinance granting a **Special Exception** to permit a change from one nonconforming use to another nonconforming use on property located at **617 Colonial Street**,” will be introduced in writing and read by its title.

R-9 Letter from the City Manager and an Ordinance entitled, “An Ordinance granting a **Special Exception** to permit a change from one nonconforming use to another nonconforming use on property located at **509 Boissevain Avenue**,” will be introduced in writing and read by its title.

R-10 Letter from the City Manager and an Ordinance entitled, “An Ordinance granting a **Special Exception** to permit the operation of a tattoo parlor and tattoo school on property located at **1130 Boissevain Avenue**,” will be introduced in writing and read by its title.

R-11 Letter from the City Manager and an Ordinance entitled, “An Ordinance granting a **Special Exception** to permit the operation of a Commercial Drive-Through facility on property located at **1600 Monticello Avenue**,” will be introduced in writing and read by its title.

R-12 Letter from the City Manager and an Ordinance entitled, “An Ordinance granting a **Special Exception** to permit the operation of an eating and drinking establishment on property located at **4231 East Little Creek Road, Suite A**,” will be introduced in writing and read by its title.

R-13 Letter from the City Manager and an Ordinance entitled, “An Ordinance granting a **Special Exception** to operate an entertainment establishment on property located at **200 East Plume Street**,” will be introduced in writing and read by its title.

- R-14 Letter from the City Manager and an Ordinance entitled, “An Ordinance requesting the **Virginia Department of Transportation** to establish projects for the **Orange Avenue Street Improvements**, the **Killam Avenue Pedestrian and Bicycle Improvements**, the **Military Highway Feeder Road Pedestrian Improvements**, the **Algonquin Bridge Improvements**, and the **Meadowbrook Bridge Improvements**; approving an Agreement with the **Commonwealth of Virginia, Department of Transportation**; and appropriating and authorizing the expenditure of the total sum of **\$5,200,000.00**, subject to and in accordance with the terms and conditions of the aforesaid **Agreement**,” will be introduced in writing and read by its title.
- R-15 Letter from the City Manager and an Ordinance entitled, “An Ordinance approving an increase in the estimated total project cost of the **Kimball Terrace Culvert Improvement Project**, to **\$1,200,000.00**, and appropriating, and authorizing the expenditure of the additional sum of **\$700,000.00** from the **Virginia Department of Transportation Revenue Sharing Program Funds**,” will be introduced in writing and read by its title.
- R-16 Letter from the City Manager and a Resolution entitled, “A Resolution supporting the Street Improvement Project for the **Indian River Road/Pescara Creek Culvert Improvements Project**; and requesting funding for such project in the amount of \$200,000.00 through the FY2014 Virginia Department of Transportation Revenue Sharing Program,” will be introduced in writing and read by its title.
- R-17 Letter from the City Manager and a Resolution entitled, “A Resolution supporting the Street Improvement Project for the **Spotico Creek at Indian River Road Culvert Improvements Project**; and requesting funding for such project in the amount of \$200,000.00 through the FY2014 Virginia Department of Transportation Revenue Sharing Program,” will be introduced in writing and read by its title.
- R-18 Letter from the City Manager and a Resolution entitled, “A Resolution supporting the Street Improvement Project for the **21st Street/Llewellyn Avenue Traffic Signal Improvements Project**; and requesting funding for such project in the amount of \$200,000.00 through the FY2014 Virginia Department of Transportation Revenue Sharing Program,” will be introduced in writing and read by its title.

- R-19 Letter from the City Manager and a Resolution entitled, “A Resolution supporting the Street Improvement Project for the **Westminster Avenue Repair and Overlay Project**; and requesting funding for such project in the amount of \$350,000.00 through the FY2014 Virginia Department of Transportation Revenue Sharing Program,” will be introduced in writing and read by its title.
- R-20 Letter from the City Manager and a Resolution entitled, “A Resolution affirming the site selection by the **City Manager** for a **bus transfer facility**,” will be introduced in writing and read by its title.
- R-21 Letter from the City Manager and a Resolution entitled, “A Resolution requesting **Hampton Roads Transit** to initiate and advance studies of potential options to extend light rail transit in Norfolk to connect to **Naval Station Norfolk** and endorsing the continued advancement and completion of the current study of light rail transit in **Virginia Beach**,” will be introduced in writing and read by its title.
- R-22 Letter from the City Manager and an Ordinance entitled, “An Ordinance to amend and reordain Sections 27-6 and 27-8 of the Norfolk City Code, 1979, so as to provide for one notice of violation and notice of abatement per growing season for high weeds, grass and vegetation and to increase the administrative fee for nuisance abatement to one hundred and fifty dollars.” will be introduced in writing and read by its title.